

1 SCOTT N. SCHOOLS, SC SBN 9990
United States Attorney
2 JOANN M. SWANSON, CSBN 88143
Assistant United States Attorney
3 Chief, Civil Division
MELANIE L. PROCTOR, CSBN 228971
4 Assistant United States Attorney

E-filed 10/16/07

5 450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
6 Telephone: (415) 436-6730
FAX: (415) 436-6927

7 Attorneys for Defendants

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11 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

12 YOUYI WU,)
13 Plaintiff,) No. C 07-3469 HRL
14 v.)
15 ALBERTO GONZALES, United States)
Attorney General, United States Department of)
Justice;)
MICHAEL CHERTOFF, Secretary, Department)
of Homeland Security;)
EMILIO T. GONZALEZ, Director, United)
States Citizenship and Immigration Services;)
DAVID STILL, San Francisco District Director,)
United States Citizenship and Immigration)
Services;)
ROBERT S. MUELLER, III, Director,)
Federal Bureau of Investigations,)
Defendants.)

)

) **STIPULATION TO DISMISS; AND
ORDER**

23 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys
24 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled
25 action without prejudice in light of the fact that the United States Citizenship and Immigration
26 Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so
27 within 30 days of the dismissal of this action.

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Stipulation to Dismiss
C07-3469 HRL

1 Each of the parties shall bear their own costs and fees.

2 Date: October 12, 2007

Respectfully submitted,

3 SCOTT N. SCHOOLS
4 United States Attorney

5 /s/
6 MELANIE L. PROCTOR
7 Assistant United States Attorney
8 Attorneys for Defendants

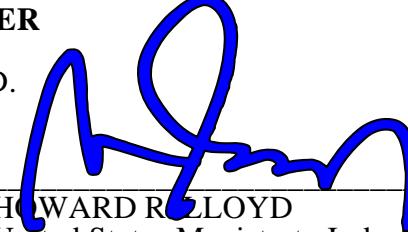
9 Date: October 12, 2007

10 /s/
11 JUSTIN FOK
12 Attorney for Plaintiff

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

15 Date: 10/16/07

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17 HOWARD R. LLOYD
18 United States Magistrate Judge